

PATENT  
Docket No. 313332000100  
Client Ref. SUN 0001P

**COMBINED DECLARATION AND POWER OF ATTORNEY  
FOR UTILITY PATENT APPLICATION**

AS A BELOW-NAMED INVENTOR, I HEREBY DECLARE THAT:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled: RECOMBINANT CONSTRUCTS ENCODING T CELL RECEPTORS SPECIFIC FOR HUMAN HLA-RESTRICTED TUMOR ANTIGENS, the specification of which is attached hereto unless the following box is checked:

☒ was filed on 5 March 1997 as United States Application Serial No.

I HEREBY STATE THAT I HAVE REVIEWED AND UNDERSTAND THE CONTENTS OF THE ABOVE-IDENTIFIED SPECIFICATION, INCLUDING THE CLAIMS, AS AMENDED BY ANY AMENDMENT REFERRED TO ABOVE.

I acknowledge the duty to disclose information which is material to the patentability as defined in 37 C.F.R. § 1.56.

I hereby claim benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Application Serial No.	Filing Date
60/012,845	5 March 1996

I hereby appoint the following attorneys and agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Thomas E. Ciotti (Reg No. 21,013)  
Gladys H. Monroy (Reg No. 32,430)  
Paul Schenck (Reg No. 27,253)  
Freddie K. Park (Reg No. 35,636)  
Patricia M. Drost (Reg No. 29,790)  
Tyler Dylan (Reg No. 37,612)  
Harry J. Macey (Reg No. 32,818)  
David L. Bradfute (Reg No. 39,117)  
Laurie A. Axford (Reg No. 35,053)  
Catherine M. Polizzi (Reg No. 40,130)  
James C. Peacock III (Reg No. 40,124)  
Robert A. Millman (Reg No. 36,217)

Kate H. Murashige (Reg No. 29,959)  
Debra Shetka (Reg No. 33,309)  
E. Thomas Wheelock (Reg No. 28,825)  
Susan K. Lehnhardt (Reg No. 33,943)  
Shmuel Livnat (Reg No. 33,949)  
Antoinette F. Konski (Reg No. 34,202)  
Stuart P. Kaler (Reg No. 35,913)  
Robert Saltzberg (Reg No. 36,910)  
Mani Adeli (Reg No. 39,585)  
Sean Brennan (Reg No. 39,917)  
J. Michael Schiff (Reg No. 40,253)  
Robert K. Cerpa (Reg No. 39,933)

Ronald D. Devore (Reg No. 39,958)  
Alan W. Cannon (Reg No. 34,977)  
Dahna S. Pasternak (Reg No. P-41,411)  
Frank Wu (Reg No. P-41,386)

Lee K. Tan (Reg No. 39,447)  
Madeline I. Johnston (Reg No. 36,174)  
Stephen C. Durant (Reg No. 31,506)


Please direct all communications to:

Kate H. Murashige  
Morrison & Foerster LLP  
2000 Pennsylvania Avenue, N.W.  
Washington, D.C. 20006-1888

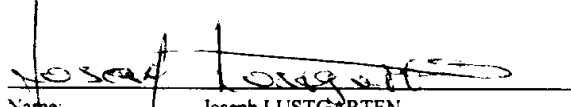
Please direct all telephone calls to Kate H. Murashige at (202) 887-1533.

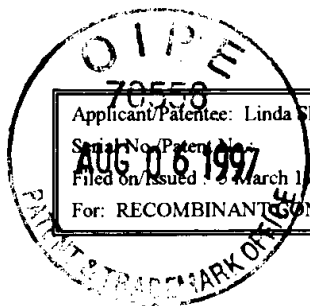
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

4/6/97  
Date

  
Name: Linda A. SHERMAN  
Residence: La Jolla, California, USA  
Citizenship: United States  
Post Office Address: 7766 Hillside Drive, La Jolla, California 92037

4/18/97  
Date

  
Name: Joseph LUSTGARTEN  
Residence: La Jolla, California, USA  
Citizenship: United States  
Post Office Address: 8184 Caminito Sonoma, La Jolla, California 92037



Applicant/Patentee: Linda Sherman et al.

Docket No.: 313332000100

Client Reference: SUN 0001P

Serial No./Patent No.:  
Filed on/Issued: 6 March 1997

For: RECOMBINANT CONSTRUCTS ENCODING T CELL RECEPTORS SPECIFIC FOR HUMAN HLA-RESTRICTED TUMOR ANTIGENS

**VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS**  
**37 C.F.R. §§ 1.9(f) AND 1.27(c) -- SMALL BUSINESS CONCERN**

I hereby declare that I am

- ☐ the owner of the small business concern identified below:  
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN: The Scripps Research Institute

ADDRESS OF CONCERN: 10550 North Torrey Pines Road, La Jolla, California 92037

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 C.F.R. § 121.12, and reproduced in 37 C.F.R. § 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled RECOMBINANT CONSTRUCTS ENCODING T CELL RECEPTORS SPECIFIC FOR HUMAN HLA-RESTRICTED TUMOR ANTIGENS by inventor(s) Linda A. Sherman and Joseph Lustgarten described in

- ☐ the specification filed herewith with title as listed above.  
☒ the application identified above.  
☐ the patent identified above.

If the rights held by the above identified business concern are not exclusive, each individual, concern or organization having rights in the invention must file separate verified statements averring to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 C.F.R. § 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 C.F.R. § 1.9(d), or a nonprofit organization under 37 C.F.R. § 1.9(e).

Each person, concern or organization having any rights in the invention is listed below:

- ☐ no such person, concern, or organization exists.  
☒ each such person, concern or organization is listed below.

NAME	ADDRESS	TYPE
Sunol Molecular Corporaion	2173 N.W. 99th Avenue MS W700 Miami, Florida 33172	<input type="checkbox"/> Individual <input type="checkbox"/> Small Business Concern <input checked="" type="checkbox"/> Nonprofit Organization

Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 C.F.R. § 1.27)

I acknowledge the duty to file, in this application or patent, notification or any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. § 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Douglas A. Bingham

TITLE OF PERSON IF OTHER THAN OWNER: Vice President and General Counsel

ADDRESS OF PERSON SIGNING: 10550 North Torrey Pines Road, La Jolla, California 92037

SIGNATURE: 

DATE: 18 Apr 97